

[Dkt. No. 21, 23]

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE**

PAUL L. SCHIRMER,

Plaintiff,

v.

DOUGLAS PENKETHMAN, EL AL.,

Defendants.

Civil No. 10-1444 RMB/JS

ORDER

THIS MATTER having come before the Court upon the Motion to Dismiss filed by Cape May County [Dkt. No. 21] and upon the Motion for Partial Dismissal filed by Defendants Jeffrey Devico, Christopher Leusner, Douglas Osmundsen and Clinton Stocker [Dkt. No. 23], in which Defendants Douglas Penkethman and Michael Kopakowski join [Dkt. Ent. 31]; and the Court having considered the moving papers; and for the reasons expressed in the written Opinion issued this date;

IT IS ON THIS 28th day of March 2011, **ORDERED** that Defendant Cape May County's Motion to Dismiss [Docket No. 21] is **GRANTED**;

IT IS FURTHER ORDERED that Plaintiff's claim against Cape May County is **DISMISSED WITHOUT PREJUDICE**;

IT IS FURTHER ORDERED that the Motion for Partial Dismissal filed by Defendants Jeffrey Devico, Christopher Leusner, Douglas Osmundsen and Clinton Stocker [Dkt. No. 23] is **GRANTED**;

IT IS FURTHER ORDERED that Plaintiff's claim against Chief Charles Leusner is **DISMISSED WITHOUT PREJUDICE**;

IT IS FURTHER ORDERED that Plaintiff's claims brought pursuant to the New Jersey Civil Rights Act are **DISMISSED WITHOUT PREJUDICE**;

IT IS FURTHER ORDERED that, to the extent Plaintiff intended to state different or additional claims than those identified in the Court's Opinion, Plaintiff is permitted thirty days to clarify such claims in an Amended Complaint.

s/Renée Marie Bumb
RENÉE MARIE BUMB
United States District Judge